

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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THELMA SMITH,

Plaintiff,

- v -

**NATIONAL RAILROAD PASSENGER
CORPORATION, et al.,**

Defendants.

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GERSHON, United States District Judge:

The thorough report of Magistrate Judge Mann, to which no objections have been filed, is adopted. The Clerk of Court is directed to enter a default judgment for civil battery against defendants Laura Caparla and Taylor Clark, jointly and severally, awarding damages in the amount of \$25,000.

SO ORDERED.

_____/s/_____
NINA GERSHON
United States District Judge

**Dated: Brooklyn, New York
May 24, 2005**